

**LOUISVILLE METRO COUNCIL
REGULAR MEETING
NOVEMBER 8, 2007
6:05 PM
METRO COUNCIL CHAMBERS**

CALL TO ORDER: President Blackwell called the **November 8, 2007** Regular Louisville Metro Council meeting to order at 6:00 PM. He asked all to rise and join in the Pledge Allegiance to the flag.

MOMENT OF SILENCE:

PRESIDENT BLACKWELL: As we approach Veteran's Day this weekend, I would like to take a moment of silence for those who have served in the military and those who continue to serve our nation.

[Moment of silence].

Thank you.

PRESIDENT BLACKWELL: Madam Clerk, a roll call please.

ROLL CALL:

JUDY GREEN: PRESENT
BARBARA SHANKLIN: PRESENT
MARY WOOLRIDGE: EXCUSED ABSENCE
DAVID TANDY: PRESENT
CHERI HAMILTON: PRESENT@6:11 pm
GEORGE UNSELD: PRESENT
KEN FLEMING: PRESENT
TOM OWEN: PRESENT
TINA WARD-PUGH: PRESENT
JIM KING: PRESENT
KEVIN KRAMER: PRESENT
PRESIDENT RICK BLACKWELL: PRESENT
VICKI WELCH: PRESENT
BOB HENDERSON: PRESENT
MARIANNE BUTLER: PRESENT
KELLY DOWNARD: PRESENT
GLEN STUCKEL: EXCUSED ABSENCE
JULIE RAQUE ADAMS: PRESENT@ 6:10 pm
HAL HEINER: PRESENT
STUART BENSON: PRESENT
DAN JOHNSON: PRESENT
ROBIN ENGEL: PRESENT
JAMES PEDEN: PRESENT
MADONNA FLOOD: PRESENT
DOUG HAWKINS: PRESENT
ELLEN CALL: PRESENT @ 6:18 pm

CLERK: There are 24 members present. A quorum was established.

Council Minutes:

PRESIDENT BLACKWELL: Next we have approval of Council minutes for the regular meeting October 25th, 2007 are there any corrections or deletions? Hearing none do I have a motion for approval?

COUNCILWOMAN BUTLER: Move approval.

COUNCILWOMAN WELCH: Second.

PRESIDENT BLACKWELL: Thank you. The minutes were properly moved and seconded. All those in favor say aye?

ALL: Aye.

PRESIDENT BLACKWELL: Opposed?

OPPOSED: NONE

PRESIDENT BLACKWELL: The ayes have it. **The minutes are approved as written.**

Committee Minutes

Next, we have approval of the following committee minutes.

Regular: Appropriations, NDFs and CIFs – November 1, 2007

Regular: Budget – October 31, 2007

SPECIAL: Public Safety Subcommittee – October 24, 2007

Regular: Committee on Committees – November 6, 2007

Regular: Contracts/Appointments – November 1, 2007

Regular: Government Administration, Rules, Ethics & Audit – October 29, 2007

Regular: Health and Human Services – October 31, 2007

Regular: Labor & Economic Development – November 1, 2007

Regular: Parks, Libraries and Cultural Activities– October 29, 2007

Regular: Planning/Zoning, Land Design & Development – October 30, 2007

Regular: Public Safety – October 29, 2007

Regular: Transportation/Public Works – October 30, 2007

PRESIDENT BLACKWELL: Are there any corrections or deletions? Hearing none, May I have a motion for approval?

COUNCILMAN KING: So moved.

COUNCILWOMAN WELCH: Second.

PRESIDENT BLACKWELL: Thank you. All those in favor signify by saying aye.

ALL: Aye.

PRESIDENT BLACKWELL: Any opposed?

OPPOSED: None.

PRESIDENT BLACKWELL: The ayes have it. **These minutes are approved as written.**

INTRODUCTION OF PAGES:

PRESIDENT BLACKWELL: Councilwoman Flood, would you please introduce your page.

COUNCILWOMAN FLOOD: Thank you.

I'm honored and privileged to introduce Alexis Anderson if she will please stand. Alexis will turn 11 years old this month and is in the 5th Grade at Laukhauf Elementary School. She likes school because she loves

to learn. Her favorite subject is science, Alexis has won the principal's award for scholastic achievement every year and she has been on the student council since first grade.

She's currently on the Laukhaut's WELS video committee where she alternates between the announcer, doing videos and sound or being the actual camera director. Watch out Metro TV.

She plays the violin in the orchestra.

Alexis loves playing fast pitch softball in Okolona and currently plays for the River City Bandits, the traveling team.

She participated with her ball team in my Okolona cleanup this summer and the summer reading program at the Okolona Library.

As Alexis finishes her career as a pro softball player she plans to be a veterinarian.

She loves animals especially her cat named Hank and her dog named Roxie. She loves her sister, Autumn.

The person Alexis admires most is her father, Eric, who also has joined us tonight.

If Eric and Autumn and Melinda would like to stand to be recognized.

Eric is a great community volunteer at Okolona girl's fast pitch softball as coach and scheduler.

Eric, thank you very much for coming and standing and Alexis, your mother and sister were pleased to have you all here with us tonight. Please welcome my page, Alexis Anderson.

PRESIDENT BLACKWELL: Councilman Tandy, will you please introduce CW Woolridge's page?

COUNCILMAN TANDY: Thank you Mr. President. As all of you know, CW Woolridge has had bereavement in her family and so certainly our thoughts and prayers go out to Councilwoman Woolridge and her husband and their family at this time.

Our page this evening representing District 3 is Miss Ra'Kai Smith. Please stand up.

She's a nine-year-old, soon to be 10-year-old third grader at Jeffersontown Elementary School.

In school she enjoys her Spanish class and excels in reading.

She was a member of alpha cheer gymnastics and received numerous trophies but is taking a break this year to concentrate on academics.

She lives in the Parkland neighborhood with her parents Robert and Shana Smith.

She has a brother and two sisters and spends a lot of time with them.

She travels to many states during family trips and her devoted aunt, Lela McGruder also takes her on trips. In addition, Ra'Kai is a member of the children of youth Usher board and Conquering kid's choir at her church.

Many of you will remember Ra'Kai as the young lady we honored by CW Woolridge this summer at one of our previous meetings.

Councilwoman Woolridge first learned of Ra'Kai's gift of a foot of her hair to Locks of Love and honored her with a Certificate of Merit.

Ra'Kai donated her hair to be used to make wigs for children with -- wigs for children with illnesses.

Since then Ra'Kai has been recognized by the Commonwealth of Kentucky, Office of the Governor, and Kentucky state senator Gerald Neal for her contribution to Locks of Love.

Mayor Jerry Abramson declared June 21st her day.

Her family plans to continue to celebrate June 21st each by established a fund in Ra'Kai's name with donations going -- to some organization dedicated to helping children.

Ra'Kai's been happy and overwhelmed by all the letters and recognition from elected officials, but she was most excited about a photograph that she received -- an autographed photograph she received from Tyra Banks as it relates to her donation to Locks of Love.

I believe Councilman Unseld would like to talk to you about that photograph after the meeting.

I couldn't help it, I'm sorry. I believe many of her family members are here with us tonight.

We encourage her them to take a stand.

This is a family effort to raise such a tremendous young lady.

All of us let's welcome Ra'Kai Smith as a third district page this evening.

GUESTS:

PRESIDENT BLACKWELL: Madame Clerk, please cause the record to reflect we've been joined by Councilwoman Raque-Adams and Councilwoman Bryant Hamilton.

Councilwoman Ward-Pugh, please read your proclamation.

COUNCILWOMAN WARD-PUGH: I have a proclamation to read this evening for Allie Corbin Hixson, who was a mentor, a personal mentor of mine in my fledgling years as I became involved in this community. I actually went to seminary, Baptist seminary when I became aware of -- how can I say this -- the role in which women play in society and the ways in which the community and country and the world continued or chose to marginalize women based on their gender.

Folks like Allie Corbin Hixson led the charge here locally as well as state wide and nationally on these particular gender issues.

And so it is with sorrow that I read this proclamation in her passing, and at the same time I want to celebrate her life and what I believe it meant to us and the world.

**PROCLAMATION
BY THE
LOUISVILLE/JEFFERSON COUNTY METRO COUNCIL**

TO ALL TO WHOM THESE PRESENTS SHALL COME: GREETINGS.

WHEREAS, Allie Corbin Hixson's moral conscience for fairness and justice led her, at the age of 50 years, to become a crusader for women's rights in Louisville, Kentucky; and

WHEREAS, Allie Corbin Hixson's concern for women's rights enabled her to deliver the opening speech before thousands of people at a 1977 rally in Washington, D.C. commemorating the 57th anniversary of women's right to vote; and

WHEREAS, Allie Corbin Hixson's passion for equality of women was evident in her spoken words regarding passage of the Equal Rights Amendment, "We will make it in our time. We will become first-class citizens, every woman in the USA...;" and further, "We will demand good health care and housing, and protection against rape and wife abuse, and we will insist that we have an equal chance in the corporate structure of this economy;" and

WHEREAS, Allie Corbin Hixson was one of seven children born to Mr. and Mrs. A. B. Corbin, on a farm in Columbia, KY, she obtained her Bachelor's, Master's and Ph.D. degrees (while being married, teaching school, and raising 3 children), and ultimately became a leading, national spokesperson for the rights of women, all of which stand as a testament to her indomitable spirit; and

WHEREAS, Allie Corbin Hixson was the first person to earn a Ph.D. in English from the University of Louisville; was the English department head at the Louisville Collegiate School; co-chaired the Kentucky Women's Agenda Coalition; was inducted into the "Kentucky Women Remembered" Hall of Fame; co-chaired the Kentucky Pro-ERA Alliance; served as President of the Kentucky Chapter of the

American Association of University Women from 1980 until 1984; and was Director of the state chapter of Rural American Women; and

WHEREAS, Allie Corbin Hixson departed this life on Tuesday, October 30, 2007, and leaves to cherish her memory and to mourn her passing, her beloved husband, William F. Hixson; a daughter, Mary Emma; and two sons: Walter and Clarence; in addition to a host of many devoted friends and colleagues.

NOW THEREFORE, THE COUNCIL HEREBY PROCLAIMS NOVEMBER 8, 2007 AS:

“RESPECT FOR ALLIE CORBIN HIXSON DAY”

AND URGES ALL RESIDENTS TO PAY HOMAGE TO ALLIE CORBIN HIXSON, ADVOCATE EXTRAORDINAIRE FOR WOMEN’S RIGHTS, EDUCATOR, WIFE, AND MOTHER; AND TO REMEMBER HER TENACITY, COURAGE AND DETERMINATION TO SPEAK AND WORK FOR THE RIGHTS OF AN HISTORICALLY OVERLOOKED SEGMENT OF SOCIETY, BASED ON GENDER.

/s/ Tina Ward-Pugh
Councilwoman Tina Ward-Pugh, District 9
Sponsoring Council Member

I offer this to you, colleagues, proclamation signed by me and, as I said earlier, and saddened to have to share it but am honored to have known her. I believe her community and world is better for her work, her life and her work among us. Thank you.

PRESIDENT BLACKWELL: CM King, please read your proclamation.

COUNCILMAN KING: This is actually Councilwoman Mary Woolridge's proclamation.

Ra'Kai, is that your name?

Are you the one that's going to have to focus on academics this year?

Is that right?

I heard Councilman Tandy say that?

I had to do that once in awhile when I was in school, too.

Tonight I've been asked by Councilwoman Mary Woolridge who's not able to be here due to a death in her family remembering November as Alzheimer's awareness month.

Proclamation states as follows.

**A PROCLAMATION OF THE LOUISVILLE METRO
COUNCIL DECLARING NOVEMBER AS ALZHEIMER’S
AWARENESS MONTH.**

SPONSORED BY: COUNCILWOMAN MARY WOOLRIDGE

WHEREAS, in the Louisville Metro area today Alzheimer’s disease affects more than 15,000 individuals, and an estimated 50,000 when family members, neighbors and professionals who daily provide care and support are counted; and

WHEREAS, November is nationally recognized as Alzheimer's Awareness Month to honor those living with the disease and it is fitting that the Metro Council take action through this Proclamation to formally observe this month in Louisville Metro;

WHEREAS, Alzheimer's disease is the seventh leading cause of death in the United States and currently affects an estimated five million Americans, with that number expected to grow to 16 million by 2050; and

WHEREAS, African-Americans are among the hardest hit by Alzheimer's disease, and Alzheimer's will soar 600% among Hispanics by 2050; and

WHEREAS, 70 percent of persons with Alzheimer's live at home, cared for by family; and

WHEREAS, striking new statistics show that even though age is the greatest risk factor for Alzheimer's, there is an increasing number of people under age 65 with Alzheimer's disease and other dementias, some affected as early as in their 30's and 40's; and

WHEREAS, early detection of dementia can identify individuals at risk, help them plan for their care and take advantage of support services, and lead to interventions to reduce the incidence of avoidable harms such as accidents, injuries, and complications of co-existing medical conditions; and

WHEREAS, the Metro Council seeks to increase public awareness of Alzheimer's disease so that residents in the Louisville Metro area can learn about ways to decrease their risk and to seek out timely diagnosis, community services and support.

NOW, THEREFORE BE IT PROCLAIMED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, (METRO COUNCIL) AS FOLLOWS:

SECTION I. That November be observed as Alzheimer's Disease Awareness Month in the Louisville Metro area to raise awareness about this disease, about the importance of early

detection and services available in our community, and ways we can maintain our brains as we age.

SECTION II. Read into the Metro Council record this the 8th day of November, 2007.

/S/ Mary Woolridge
Mary Woolridge, District 3
Sponsoring Council Member

On Mary's behalf, I would like to note that earlier today a press conference was held where local dignitaries helped honor National Alzheimer's Disease Month by presenting special proclamations to the Alzheimer Association of Kentucky and Southern Indiana and a copy of this proclamation was given to the Alzheimer's Association at the time and lets all keep Councilwoman Woolridge and her family in our thoughts tonight.

PRESIDENT BLACKWELL: CW Butler, please introduce your guest.

COUNCILWOMAN BUTLER: Thank you.

This evening we're honored to have a South Louisville businessman.

When Craig Oeswein came to south Louisville to open Save a Lot, he not only opened a business but he embraced the community.

He and his family invested in an area that was -- other people had passed up, but needed a grocery store. When he did this, and he went and got involved, he went to the Neighborhood Place and got involved with the Central Neighborhood Place Community Council. This year, they had their first nutritional fair.

It was very well attended. Craig brought many employees, lots of fresh fruit and vegetables, many kids for the first time tasted cantaloupe, honeydew, Kiwi, what other fruits?

MR OESWEIN: Pears, apples.

COUNCILWOMAN BUTLER: He's gone through all the loops to be a WIC supplier for the area.

He found out there was a language barrier, so he started putting Spanish in his store as well, so he's really coming out and embracing the community and we need to embrace him and his family.

You brought your wife and --

Your father-in-law.

We have a certificate of merit.

My aide Susan is going to give it to him.

I've had the stomach flu and I told him I didn't want to give it to him.

I don't want to give it to a constituent.

Thanks for coming Craig and thanks for your work.

PRESIDENT BLACKWELL: You don't want to give it to a constituent but CM Downard however...

COMMUNICATION FROM MAYOR

PRESIDENT BLACKWELL: Madam Clerk, do we have communications from the Mayor?

November 5, 2007

Mr. Rick Blackwell, President
Metro Council
601 West Jefferson Street
Louisville, KY 40202

Dear President Blackwell:

In accordance with the Planning Commission Ordinance, I am appointing the following to the **Planning Commission**.

Name		Term
Marshall Abstain	Reappointment	October 1, 2010
David Fleischaker	Reappointment	October 1, 2010

Your prompt action on these appointments is most appreciated.

Sincerely,

/s/ Jerry E. Abramson

Jerry E. Abramson
Mayor

JEA/set

cc: Councilman Ken Fleming enclosures
e-copy to MCC
Councilman Dan Johnson enclosure

November 5, 2007

Mr. Rick Blackwell, President
Metro Council
601 West Jefferson Street
Louisville, KY 40202

Dear President Blackwell:

In accordance with the Waterfront Development Corporation Ordinance, I am appointing Robert Hatfield to the **Waterfront Development Corporation Board of Directors**. This appointment will expire on July 31, 2010.

Your prompt action on this appointment is most appreciated.

Sincerely,

/s/ Jerry E. Abramson

Jerry E. Abramson
Mayor

JEA/set

cc: Councilman Ken Fleming enclosures
e-copy to MCC
Councilman Dan Johnson enclosures

November 5, 2007

Mr. Rick Blackwell, President
Metro Council
601 West Jefferson Street
Louisville, KY 40202

Dear President Blackwell:

In accordance with the Workforce Investment Board, Inc. Ordinance, I am appointing Matthew Rose to the **Workforce Investment Board, Inc.** This appointment will expire on June 30, 2010.

Your prompt action on this appointment is most appreciated.

Sincerely,

/s/ Jerry E. Abramson

Jerry E. Abramson
Mayor

JEA/set

cc: Councilman Ken Fleming enclosures
e-copy to MCC
Councilman Dan Johnson enclosures

PRESIDENT BLACKWELL: Those Appointments that do require approval are referred to the Contracts and Appointments Committee.

CONSENT CALENDAR:

PRESIDENT BLACKWELL: Our next order of business is the Consent Calendar. The Consent Calendar consists of items 17-40. Are there any additions or deletions? Hearing none, Madam Clerk a second reading of these items.

17. O-214-08-07 (S) AN ORDINANCE RE-ENACTING AND AMENDING LOUISVILLE METRO CODE OF ORDINANCES (LMCO) SECTIONS 115.350, 115.351, 115.352 AND 115.353, WHICH ARE HEREBY RENUMBERED 115.353, 115.351 AND 115.354, RESPECTIVELY, AND 115.999(K) AND ADDING NEW SECTIONS 115.352, 115.355, 115.356 AND 115.357 AND DELETING 110.14(C) AND 110.99(F) PERTAINING TO VENDORS, PEDDLERS, AND SOLICITORS.

Status: On Council Agenda - Consent Calendar
Committee: Public Safety
Primary Sponsor:
Kelly Downard
Rick Blackwell

18. O-212-08-07 (S) AN ORDINANCE READOPTING SECTIONS 150.020 – 150.028, 150.080-150.083, 150.086-150.096, 150.998 AND 150.999 CHAPTER 150 OF THE LOUISVILLE/JEFFERSON

COUNTY METRO GOVERNMENT CODE OF ORDINANCES ("CODE") PERTAINING TO BUILDING REGULATIONS AND DELETING SECTION 150.004 AND THE APPENDIX PERTAINING TO SOLAR HEATING, COOLING AND HOT WATER SYSTEMS.

Status: On Council Agenda - Consent Calendar
Committee: Public Safety
Primary Sponsor:
Rick Blackwell
Kelly Downard

19. O-215-08-07 (S) AN ORDINANCE AMENDING SUBSECTIONS 115.450(C), 115.455(A) AND (B) OF CHAPTER 115 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES (LMCO) PERTAINING TO PRIVATE TOW OPERATORS.

Status: On Council Agenda - Consent Calendar
Committee: Public Safety
Primary Sponsor: Robert Henderson

20. O-266-10-07 AN ORDINANCE DESIGNATING A PORTION OF BLANKENBAKER PARKWAY, SECTIONS OF WHICH ARE YET UN-BUILT, IN ACCORDANCE WITH CHAPTER 10, PART 3 OF THE LAND DEVELOPMENT CODE AS A DESIGNATED PARKWAY WITHIN LOUISVILLE METRO BEGINNING AT ITS INTERSECTION WITH TAYLORSVILLE ROAD AND CONTINUING IN A NORTHERLY DIRECTION TO THE CITY LIMITS OF THE CITY OF JEFFERSONTOWN, KENTUCKY.

Status: On Council Agenda - Consent Calendar
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Stuart Benson

21. R-224-10-07 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A SUPPLEMENTAL PAYMENT FROM UNIVERSITY HEALTH CARE, INC. AND ITS PASSPORT HEALTH PROGRAM, IN THE AMOUNT OF APPROXIMATELY \$110,250 TO THE LOUISVILLE METRO DEPARTMENT OF PUBLIC HEALTH & WELLNESS FOR THE 2007 ENHANCED SERVICES PILOT PROGRAM.

Status: On Council Agenda - Consent Calendar
Committee: Health & Human Services
Primary Sponsor: Judy Green

22. R-225-10-07 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT \$10,000.00 AS PAYMENT FOR SERVICES PERFORMED BY THE LOUISVILLE METRO DEPARTMENT OF PUBLIC HEALTH AND WELLNESS UNDER AN AGREEMENT WITH THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS.

Status: On Council Agenda - Consent Calendar
Committee: Health & Human Services
Primary Sponsor: Judy Green

23. R-229-10-07 A RESOLUTION RECOGNIZING NOVEMBER AS OBESITY AWARENESS MONTH FOR LOUISVILLE METRO.

Status: On Council Agenda - Consent Calendar
Committee: Health & Human Services
Primary Sponsor: Vicki Welch
Additional Sponsor: Mary C. Woolridge

24. O-261-10-07 AN ORDINANCE ACCEPTING THE REPORT OF THE LOUISVILLE LABOR-MANAGEMENT COMMITTEE CONCERNING THE ACCRETION OF POSITIONS INTO AN APPROPRIATE BARGAINING UNIT WITHIN THE LOUISVILLE ZOO.

Status: On Council Agenda - Consent Calendar
Committee: Labor & Economic Development
Primary Sponsor: Rick Blackwell

25. O-263-10-07 AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (OCT 10, 2007 – JUNE 30, 2009) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND LOUISVILLE PROFESSIONAL FIREFIGHTERS ASSOCIATION LOCAL UNION 345, IAFF AFL-CIO-CLC FOR AND ON BEHALF OF EMPLOYEES IN THE LOUISVILLE FIRE DEPARTMENT.

Status: On Council Agenda - Consent Calendar
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

26. O-264-10-07 AN ORDINANCE AMENDING ORDINANCE NO. 127, SERIES 2007, RELATING TO THE FISCAL YEAR 2007-08 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND ORDINANCE NO. 126, SERIES 2007 RELATING TO THE FISCAL YEAR 2007-08 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$35,000 IN FUNDS FROM THE CAPITAL CUMULATIVE RESERVE FUND FOR CAPITAL INFRASTRUCTURE FUND PROJECTS RELATED TO METRO COUNCIL DISTRICT 14 TO THE GENERAL FUND NEIGHBORHOOD DEVELOPMENT FUND FOR METRO COUNCIL DISTRICT 14.

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Robert Henderson

27. O-260-10-07 AN ORDINANCE APPROPRIATING THE TOTAL AMOUNT OF \$10,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) OF DISTRICT 9, THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION, TO UNITED CRESCENT HILL MINISTRIES, INC . FOR OPERATING FUNDS.

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Tina Ward-Pugh

28. O-262-10-07 AN ORDINANCE APPROPRIATING \$10,000 FROM THE DISTRICT 9 NEIGHBORHOOD DEVELOPMENT FUND, THROUGH THE DEPARTMENT OF FINANCE AND

ADMINISTRATION, TO WHITEHALL HOUSE & GARDENS (HISTORIC HOMES FOUNDATION).

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Tina Ward-Pugh

29. O-265-10-07 AN ORDINANCE APPROPRIATING \$19,500 FROM THE NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) OF DISTRICT 10, THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION, TO GERMANTOWN BASEBALL, INC. FOR THE CAPITAL IMPROVEMENT OF RESTROOM RENOVATIONS.

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Jim King

30. O-236-09-07 AN ORDINANCE APPROPRIATING \$10,000 FROM THE DISTRICT 3 NEIGHBORHOOD DEVELOPMENT FUND, THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION, TO THE COMMUNITY AFFORDABLE HOUSING EQUITY CORPORATION FOR THE H. TEMPLE SPEARS ASSISTED LIVING FACILITY FOR OPERATING EXPENSES.

Status: On Council Agenda - Consent Calendar
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Mary C. Woolridge

31. RP110107OP REAPPOINTMENT OF ONEITA PHILLIPS TO THE HUMAN RELATIONS COMMISSION ENFORCEMENT BOARD, TERM EXPIRES SEPTEMBER 30, 2010.

Status: On Council Agenda - Consent Calendar
Committee: Contracts/Appointments

32. RP110107AK REAPPOINTMENT OF ANDREA KOVEN TO THE HUMAN RELATIONS COMMISSION ADVOCACY BOARD, TERM EXPIRES SEPTEMBER 30, 2010.

Status: On Council Agenda - Consent Calendar
Committee: Contracts/Appointments

33. RP110107MP REAPPOINTMENT OF MICHAEL PEPA TO THE HUMAN RELATIONS COMMISSION ADVOCACY BOARD, TERM EXPIRES SEPTEMBER 30, 2010.

Status: On Council Agenda - Consent Calendar
Committee: Contracts/Appointments

34. R-226-10-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - GREATER LOUISVILLE SPORTS COMMISSION, INC. - \$150,000.00.

Status: On Council Agenda - Consent Calendar

Committee: Contracts/Appointments
Primary Sponsor: Jim King

35. R-214-10-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – (SECURANCE, LLC - \$12,000.00).

Status: On Council Agenda - Consent Calendar
Committee: Contracts/Appointments
Primary Sponsor: Madonna Flood

36. R- 212-10-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (CULTURAL LOGIC, LLC - \$57,000.00).

Status: On Council Agenda - Consent Calendar
Committee: Contracts/Appointments
Primary Sponsor: Judy Green

37. R-231-10-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – LUCKETT & FARLEY, ARCHITECTS, ENGINEERS & CONSTRUCTION MANAGERS, INCORPORATED- \$200,000.00.

Status: On Council Agenda - Consent Calendar
Committee: Contracts/Appointments
Primary Sponsor: Ken Fleming

38. R-232-10-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – GRESHAM, SMITH & PARTNERS- \$200,000.00.

Status: On Council Agenda - Consent Calendar
Committee: Contracts/Appointments
Primary Sponsor: Ken Fleming

39. R-233-10-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – ENVIRONS, INC.- \$200,000.00.

Status: On Council Agenda - Consent Calendar
Committee: Contracts/Appointments
Primary Sponsor: Ken Fleming

40. R-234-10-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – ENVIRONMENT DESIGN COLLABORATIVE, INC. - \$200,000.00.

Status: On Council Agenda - Consent Calendar
Committee: Contracts/Appointments
Primary Sponsor: Ken Fleming

COUNCILMAN JOHNSON: Motion to approve.

COUNCILMAN OWEN: Second.

PRESIDENT BLACKWELL: The Consent Calendar has been properly moved and seconded. It calls for a roll call vote. Madam Clerk, please open the voting.

VOTING RESULTS: CONSENT CALENDAR

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: EXCUSED ABSENCE

DAVID TANDY: YES

CHERI HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

PRESIDENT RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: EXCUSED ABSENCE

JULIE RAQUE ADAMS: YES

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES

ELLEN CALL: YES

ASSISTANT CLERK: There are 24 YES votes and two NOT VOTING – Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: **The Consent Calendar passes.**

OLD BUSINESS:

The next item on the agenda is Old Business. Madam Clerk, a reading of Item 41..

41. O-44-03-07 (S) AN ORDINANCE REENACTING LOUISVILLE METRO CODE OF ORDINANCES (LMCO) CHAPTER 34 "MERIT BOARD FOR EMPLOYEES OF CERTAIN DEPARTMENTS AND COMMISSIONS," PURSUANT TO KRS 67C.115 (2) AND (3). (AS AMENDED)

Status: On Council Agenda - Old Business
Committee: Government Administration, Rules, Ethics & Audit
Primary Sponsor:
Rick Blackwell
Kelly Downard

COUNCILMAN KING: Motion to approve.
COUNCILMAN HENDERSON: Second.

PRESIDENT BLACKWELL The item has been properly moved and seconded. Is there any discussion?
CM Downard, your favorite.

COUNCILMAN DOWNARD: Thank you Mr. President. You know this has been before us before and we sent it back to committee, the county attorney's office had thought they wanted to make changes in the wording to make the intent of the law more plain and clear. They've done so and they were minor. They were in the record and I would propose that you have read them and, if not, I can tell you they're very minor.

PRESIDENT BLACKWELL: Is that an amendment?

COUNCILMAN DOWNARD: Proposed the amendments proposed by the county attorney's office on page 9 of your law if you have it in front of you.

PRESIDENT BLACKWELL: And you moved it, right?

COUNCILWOMAN WARD-PUGH: Second.

PRESIDENT BLACKWELL: And a second.

The amendment has been properly moved and seconded.

Any further discussion of the amendment?

Hearing none, this amendment is calling for a voice vote.

All in favor say aye.

ALL: AYE

Opposed?

Ayes have it.

The amendment passes.

Is there any further discussion?

Hearing none, we now have the amended ordinance before us which calls for roll call.

Madame Clerk, please open the vote.

VOTING RESULTS: ITEM 41

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: EXCUSED ABSENCE

DAVID TANDY: YES

CHERI HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

PRESIDENT RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: EXCUSED ABSENCE

JULIE RAQUE ADAMS: YES

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES
ELLEN CALL: YES

ASSISTANT CLERK: There are 24 YES votes and two NOT VOTING – Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: **The ordinance as amended passes.**
Madam Clerk, a reading of Item 42.

42. O-223-09-07 (S) AN ORDINANCE AMENDING AND RE-ENACTING CHAPTER 115
“REGULATIONS GOVERNING SPECIFIC BUSINESSES” OF THE LOUISVILLE METRO CODE
OF ORDINANCES (LMCO) SECTIONS 115.170-115.181 RELATING TO “MASSAGE
FACILITIES.” (AS AMENDED)

Status: On Council Agenda - Old Business
Committee: Public Safety
Primary Sponsor:
Kelly Downard
Kevin Kramer
Rick Blackwell

COUNCILWOMAN WELCH: Motion to approve.
COUNCILMAN PEDEN: Second.

PRESIDENT BLACKWELL: This item has been properly moved and seconded. Is there any discussion?
CM Kramer.

COUNCILMAN KRAMER: Thank you, Mr. President.
This is an item too that was before us once before.
There was some confusion, I think, and a little bit of concern about what the ordinance actually did.
We brought together the county attorney's office and folks who were concerned about some of the language and went back, then, and amended in a very minor way, the language that defined massage and that defined massage facility.
In the Public Safety committee, one of the things we wanted to make sure was that this ordinance actually exempt folks who are engaged in legitimate massage, not the kinds of places folks were concerned about. If you were to go to a chiropractor and there was massage work there, those folks are licensed, they're protected, they're exempt from this ordinance.
If you were to go for physical rehab someplace and the folks -- somebody there was giving a massage, they're exempted from the ordinance.
If you're going to someone who specifically has a license to do massage and you're going for a massage after work out, they're exempt.
One of the things the police department recognizes to be true certainly wants us to recognize too, there are folks out there claiming to do things as massage that clearly aren't. That is what this ordinance is geared toward.
It gives them the tools that they need to be able to prosecute people claiming to do things inappropriate and unlicensed and unlicensable.
So I'm going to move the language in the definition of massage and massage facility as an amendment and ask your support.
COUNCILMAN ENGEL: Second.

PRESIDENT BLACKWELL: The amendment has been properly moved and seconded. Is there any discussion on the amendment? Hearing none, this is an amendment calling for a voice vote.

Hearing none, this amendment is calling for a voice vote.
All in favor say aye.
ALL: AYE
Opposed?

Ayes have it.
The amendment passes.
Is there any further discussion?

COUNCILMAN KRAMER: I would point out only that after the amendments it came out of committee with a unanimous support and we are asking for your support.

PRESIDENT BLACKWELL: I would also like to point out that you and your committee took extra time to make sure this happened during your committee meeting and I commend you for doing that as well.

COUNCILMAN KRAMER; Thank you.

PRESIDENT BLACKWELL: Hearing none, we now have the amended ordinance before us which calls for roll call. Madame Clerk, please open the vote.

VOTING RESULTS: ITEM 42

JUDY GREEN: YES
BARBARA SHANKLIN: YES
MARY WOOLRIDGE: EXCUSED ABSENCE
DAVID TANDY: YES
CHERI HAMILTON: YES
GEORGE UNSELD: YES
KEN FLEMING: YES
TOM OWEN: YES
TINA WARD-PUGH: YES
JIM KING: YES
KEVIN KRAMER: YES
PRESIDENT RICK BLACKWELL: YES
VICKI WELCH: YES
BOB HENDERSON: YES
MARIANNE BUTLER: YES
KELLY DOWNARD: YES
GLEN STUCKEL: EXCUSED ABSENCE
JULIE RAQUE ADAMS: YES
HAL HEINER: YES
STUART BENSON: YES
DAN JOHNSON: YES
ROBIN ENGEL: YES
JAMES PEDEN: YES
MADONNA FLOOD: YES
DOUG HAWKINS: YES
ELLEN CALL: YES

ASSISTANT CLERK: There are 24 YES votes and two NOT VOTING – Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: **The ordinance as amended passes.**
Madam Clerk, a reading of Item 43.

43. O-130-05-07 AN ORDINANCE AMENDING CHAPTER 164, WITHIN LOUISVILLE METRO CODE OF ORDINANCES (LMCO) TITLE XV, TITLED "SYSTEM DEVELOPMENT CHARGES FOR ROADWAYS." (AS AMENDED)

Status: On Council Agenda - Old Business
Committee: Transportation/Public Works
Primary Sponsor: Hal Heiner

COUNCILMAN JOHNSON: So moved.
COUNCILMAN HENDERSON: Second.

PRESIDENT BLACKWELL: This item has been properly moved and seconded. Is there any discussion?
CM Heiner.

COUNCILMAN HEINER: Thank you. President Blackwell.

This item was in Transportation committee for several months.

The system development charge, as you all may be aware, is supplemental builder permit fee for new construction for homes, apartments and condominiums in certain designated areas of the community that have substandard roads. A couple of years ago we developed this ordinance, called system development charge for roadways to outline where chargers are due and when credits -- when the builders would get credit for actually improving the roads before Metro got there to improve them against the new building permit fee.

This was introduced and then it went to the system development charge oversight committee and the builder -- home builders and apartment association have representatives on that committee to look at the proposed changes to try to clarify this ordinance. Often times in its application, it was cumbersome to try to determine if a credit or fee was due.

Finally, after three or four meetings, they reached a consensus on the language to try to clarify that ordinance, and that's what you see before you tonight.

There's two sets of changes, one set of changes was the initial changes put together by the county attorney and the administration on suggestions.

When it went to the oversight committee, you'll see double underlines and double strike-throughs in your copy suggesting those changes.

I think the intent is still intact from when we first passed this ordinance, but the amendments you see tonight are mainly for clarification on exactly what roads are included in this ordinance.

With that, Mr. President, I would like to move the double strike-through and double underline changes that is we see in the ordinance before us, the clarification changes.

COUNCILMAN KRAMER: Second.

PRESIDENT BLACKWELL: The amendment's been properly moved and second.

Any further discussion on the amendment?

Hearing none, this amendment calling for voice vote all in favor say aye.

ALL: AYE

Opposed?

The ayes have it.

Amendment passes.

Any further discussion?

Hearing none, we have the amended ordinance before us which calls for roll call vote.

Please open the voting.

VOTING RESULTS: ITEM 43

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: EXCUSED ABSENCE

DAVID TANDY: YES

CHERI HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

PRESIDENT RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES
KELLY DOWNARD: YES
GLEN STUCKEL: EXCUSED ABSENCE
JULIE RAQUE ADAMS: YES
HAL HEINER: YES
STUART BENSON: YES
DAN JOHNSON: YES
ROBIN ENGEL: YES
JAMES PEDEN: YES
MADONNA FLOOD: YES
DOUG HAWKINS: YES
ELLEN CALL: YES

ASSISTANT CLERK: There are 24 YES votes and two NOT VOTING – Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: **The ordinance as amended passes.** Madam Clerk, a reading of Item 44.

44. O-258-10-07 AN ORDINANCE APPROPRIATING A TOTAL OF \$27,500 FROM NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO GOSPEL MISSIONARY BAPTIST CHURCH, INC. FOR PRIDE, INC. FOR HALLOWEEN, THANKSGIVING, AND CHRISTMAS PARTIES; A MARTIN LUTHER KING, JR, DINNER, AN EASTER EGG HUNT, A TURKEY GIVE AWAY, AND CHRISTMAS SHOPPING FOR KIDS AND SENIORS, AS FOLLOWS: \$6,000 FROM DISTRICT 5; \$5,000 EACH FROM DISTRICTS 1, 3, 4, AND 6; \$1,000 FROM DISTRICT 21; AND \$500 FROM DISTRICT 2. (AS AMENDED)

Status: On Council Agenda - Old Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor:
Barbara Shanklin
Cheri Bryant Hamilton
Dan Johnson
David Tandy
George Unseld
Judy Green
Mary C. Woolridge

COUNCILMAN JOHNSON: Motion to approve.
COUNCILWOMAN WELCH: Second.

PRESIDENT BLACKWELL: This item has been properly moved and seconded. Is there any discussion?
CW Hamilton?

COUNCILWOMAN HAMILTON: Thank you. Mr. President.

This item was heard on November 1 Appropriations agenda. And Gospel Missionary Baptist Church Incorporated will be the umbrella agency for Pride Inc. to receive these funds.
It was approved unanimously by the committee and I move the amendment.

COUNCILMAN BENSON: Second.

PRESIDENT BLACKWELL: The amendment's been properly moved and second.
Is there any further discussion on the amendment?
Hearing none, this amendment calling for voice vote all in favor say aye.

ALL: AYE

Opposed?
The ayes have it.
The amendment passes.

Is there any further discussion?

Hearing none, we have the amended ordinance before us which calls for roll call vote.

Please open the voting.

VOTING RESULTS: ITEM 44

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: EXCUSED ABSENCE

DAVID TANDY: YES

CHERI HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

PRESIDENT RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: EXCUSED ABSENCE

JULIE RAQUE ADAMS: YES

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES

ELLEN CALL: YES

ASSISTANT CLERK: There are 24 YES votes and two NOT VOTING – Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: The ordinance as amended passes. Madam Clerk, a reading of Item 45.

45. O-271-10-07 AN ORDINANCE APPROPRIATING A TOTAL OF (\$20,000) \$21,000 FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS: \$12,000 FROM DISTRICT 7; \$1,500 FROM DISTRICT 9; \$1,000 FROM DISTRICT 11; \$2,500 FROM DISTRICT 16; \$2,000 FROM DISTRICT 21; \$1,000 FROM DISTRICT 13 AND \$1,000 FROM DISTRICT 22, THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION, FOR THE CENTER FOR INFORMATION TECHNOLOGY ENTERPRISES, INC. (CONNECTKENTUCKY) TO IMPLEMENT THE NO CHILD LEFT OFFLINE PROGRAM IN LOUISVILLE METRO. (AS AMENDED)

Status: On Council Agenda - Old Business

Committee: Appropriations, NDFs and CIFs

Primary Sponsor:

Kenneth C. Fleming

Tina Ward-Pugh

Kevin Kramer

Kelly Downard

Dan Johnson

Robin Engel

Additional Sponsor: Vicki Welch

COUNCILMAN ENGEL: Motion to approve.

COUNCILMAN HENDERSON: Second.

COUNCILWOMAN HAMILTON: Thank you. Mr. President.

This item was also heard in Appropriations committee on November 1.

This dynamic initiative was started a few years ago by the state so that some of the outlying areas could get broadband, and part of the no child left offline program, and at our meeting, Councilwoman Welch added \$1,000 from district 13, so I would like to move that amendment.

COUNCILWOMAN WARD-PUGH: Second.

PRESIDENT BLACKWELL: The amendment has been properly moved and seconded. Is there any further discussion?

The amendment's been properly moved and second.

Is there any further discussion on the amendment?

Hearing none, this amendment calling for voice vote all in favor say aye.

ALL: AYE

Opposed?

The ayes have it.

The amendment passes.

Is there any further discussion? Councilwoman Hamilton?

COUNCILWOMAN HAMILTON: Thank you Mr. President. Councilman Fleming is the primary sponsor and I'm glad it's under old business because there may be some that would like to add on and he would like to speak briefly to the merits of the program.

PRESIDENT BLACKWELL: Councilman Fleming.

COUNCILMAN FLEMING: Thank you. Mr. President. Thank you CW Hamilton.

You did a nice job of taking this up for a public and private partnership in state wide initiative.

It increased broadband throughout the state but since Jefferson County for the most part and I know that there are some areas that don't have areas with broadband coverage, we want to tweak the program to provide low-income families through 501 C 3 to have new or refurbished computers put in these facilities to help the educational outreach of these particular children and families for homework or any other need for them to help them in their schoolwork and such, and having a computer access -- having computers in these facilities that is have broadband coverage is one opportunity that we can do that.

So basically, we'll really trying to address the -- I guess the so-called digital divide to make sure that all citizens within the community, particularly low-income families that have children, to have access to educational programs and such through the internet. I do want to express my appreciation to Councilman Johnson. We had a press conference two weeks ago and he couldn't make it because of other commitments but he participated as well in using the La Fayette facility to kick this off...

I want to know as I mentioned before, it's a public and private partnership.

The private partnership comes from Hilliard Lyons who contributed \$5,000 to the initiative but AT&T who's putting in \$150,000.

So we really looking at pretty close to \$200,000 initiative to help out low-income families with children for educational purposes and so forth.

And I would -- I would dearly enjoy anybody else who might want to participate in this program.

If you do have a facility within your district, then I would be more than happy to get you connected with Connect Kentucky, and go through and talk with that facility to make sure they -- they meet the qualifications, which are not too stringent, to make sure they fit the need and -- make sure they fit the need and do it in terms of computer access and so forth.

It's a great program.

It's very unique.

Kentucky has been recognized throughout the country and particularly it has been recognized on the federal level. If you do have any questions about this I will be more than happy to answer them. You have

some documents we gave identity two weeks ago that describe the program, but I would enjoin any other participation. I appreciate the folks that have already participated.

PRESIDENT BLACKWELL: Councilman Hawkins.

COUNCILMAN HAWKINS: Thank you, Mr. President. Mr. Fleming
I remember I would help you out but I can't remember how much I told you.

COUNCILMAN FLEMING: \$15,000, Councilman.

You can what can off a zero if you want.

COUNCILMAN HAWKINS: I thought I was talking about \$2,000, is that?

COUNCILMAN FLEMING: That rings a bell.

Any amount is great.

COUNCILMAN HAWKINS: We had a time -- we had a son that went through surgery.

I thought this was taken care of.

I would like to amend to add \$2,000.

COUNCILMAN KING: Second.

COUNCILMAN FLEMING: Thank you, Councilman.

PRESIDENT BLACKWELL: Councilwoman Hamilton?

COUNCILWOMAN HAMILTON: At the meeting we asked to give a list of the facilities and I don't know if Councilman Fleming has that that he can run of organizations for institutions in that list --

COUNCILMAN FLEMING: Off the top of my head, it's the LCC, Berry Town YMCA, La Fayette, Americana, Cabbage Patch is another one and I went blank on two.

Those are some of the ones we're looking at.

PRESIDENT BLACKWELL: That's pretty good, all but two. We'll give you that.
Councilman Benson.

COUNCILMAN BENSON: Mr. President, district 20 would like to give \$1,000, although we don't have cable in our district, but some day we might.

[Laughter].

PRESIDENT BLACKWELL: That might be the next state initiative.
Councilwoman Hamilton.

COUNCILWOMAN HAMILTON: District 5 is going to add \$1,000.

COUNCILMAN FLEMING: Thank you.

PRESIDENT BLACKWELL: So on the floor amendment, offer it as a floor amendment and I have a second?

COUNCILMAN FLEMING: Second.

PRESIDENT BLACKWELL: Okay.

We now have that floor amendment before us.

Is there any discussion of that?

Hearing none, all those in favor aye?

ALL: AYE.

Opposed?

The ayes have it.

We now have the amended ordinance before us.

Any further discussion?

Councilman Johnson, sorry?

COUNCILMAN JOHNSON: I would like to congratulate Councilman Fleming on the work he's done and I think it's needed in our community.

Mr. President, \$25,000 is that the total Ms. Hamilton?

COUNCILWOMAN HAMILTON: That's the new amount.

PRESIDENT BLACKWELL: We have the amended ordinance which calls for roll call.

Madame THE CLERK, please open the voting.

VOTING RESULTS: ITEM 45

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: EXCUSED ABSENCE

DAVID TANDY: YES

CHERI HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

PRESIDENT RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: EXCUSED ABSENCE

JULIE RAQUE ADAMS: YES

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES

ELLEN CALL: YES

CLERK: There are 24 YES votes and two NOT VOTING – Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: **The ordinance as amended passes.**

Madam Clerk, a reading of Item 46.

46. R-227-10-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (UNIVERSITY OF LOUISVILLE, DEPARTMENT OF RADIOLOGY - \$18,000.00).

Status: On Council Agenda - Old Business
Committee: Contracts/Appointments
Primary Sponsor: Judy Green

COUNCILMAN ENGEL: Motion to approve

COUNCILMAN HENDERSON: Second.

PRESIDENT BLACKWELL: This item has been properly moved and seconded. Is there any discussion?

CM Fleming?

COUNCILMAN FLEMING: Thank you, Mr. President.

This passed out of committee but it is on Old Business due to one member's relationship with the University of Louisville.

PRESIDENT BLACKWELL: That persistent rumor that Councilman Owen...

COUNCILMAN FLEMING: Yes, and we're still wishing that he would retire from U of L.

COUNCILMAN OWEN: Mr. President and colleagues, this is not doing me one bit of good. I have a day job. And I have no plans to retire.

Quit putting thoughts in other people's heads.

Mr. President, I will be abstaining because of a possible perceived conflict of interest.

PRESIDENT BLACKWELL: We have a resolution before us which calls for a voice vote but in order to record Councilman Owen's abstention, we're using the voting.

Please open the voting.

VOTING RESULTS: ITEM 46

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: EXCUSED ABSENCE

DAVID TANDY: YES

CHERI HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

TOM OWEN: ABSTAIN

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

PRESIDENT RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: EXCUSED ABSENCE

JULIE RAQUE ADAMS: YES

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES

ELLEN CALL: YES

CLERK: There are 23 Yes votes, One abstention from Councilman Owen and TWO not voting; Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: **The resolution is adopted with one abstention.**

Madam Clerk, a reading of Item 47.

47. O-267-10-07 AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO OR-3 OFFICE RESIDENTIAL ON PROPERTY LOCATED AT 8104 AND 8106 OLD BARDSTOWN ROAD, CONTAINING A TOTAL OF 2.36 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 8980).

Status: On Council Agenda - Old Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

COUNCILMAN KING: Motion to approve.
COUNCILMAN JOHNSON: Second.

PRESIDENT BLACKWELL: This item has been properly moved and seconded. Is there any discussion?
Councilman Owen?

COUNCILMAN OWEN: Thank you, Mr. President.
This was heard in the Planning, Zoning, Land Design and Development committee.
The issues that had come before the Planning Commission, it did come out of the Planning Commission with a unanimous vote -- or support for it. This is for a daycare and medical offices.
The developer had originally wanted to include retail.
At the Planning Commission level that was withdrawn.
This is on the site of the old Twin Cedars restaurant that some folks may remember.
The most critical issue in the record was that this site is surrendered by neighborhood on three sides, so there is some pedestrian connection to this daycare center and medical offices.
And there's significant buffering on the three sides surrounding the neighborhood.
This is in Mr. Engel's district and he may well want to comment as well.

PRESIDENT BLACKWELL: Councilman Engel?

COUNCILMAN ENGEL: Thank you. Mr. President.
It's encouraging to finally find something on the Twin Cedars restaurant site.
It's been sitting vacant for many years drawing folks that would vandalize it or hang around and people would just be lingering around this particular facility. It was a safety issue. I don't believe there was any opposition if I'm not mistaken from the record. so I encourage you support for this project.

PRESIDENT BLACKWELL: Any further discussion? Hearing none, the ordinance calls for roll call vote.
Madam Clerk, please open the voting.

VOTING RESULTS: ITEM 47

JUDY GREEN: YES
BARBARA SHANKLIN: YES
MARY WOOLRIDGE: EXCUSED ABSENCE
DAVID TANDY: YES
CHERI HAMILTON: YES
GEORGE UNSELD: YES
KEN FLEMING: YES
TOM OWEN: YES
TINA WARD-PUGH: YES
JIM KING: YES
KEVIN KRAMER: YES
PRESIDENT RICK BLACKWELL: YES
VICKI WELCH: YES
BOB HENDERSON: YES
MARIANNE BUTLER: YES
KELLY DOWNARD: YES
GLEN STUCKEL: EXCUSED ABSENCE
JULIE RAQUE ADAMS: YES
HAL HEINER: YES
STUART BENSON: YES
DAN JOHNSON: YES
ROBIN ENGEL: YES
JAMES PEDEN: YES

MADONNA FLOOD: YES
DOUG HAWKINS: YES
ELLEN CALL: YES

CLERK: There are 24 YES votes and two NOT VOTING – Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: **The ordinance passes.**
Madam Clerk, a reading of Item 48.

48. O-268-10-07 AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO R-5 SINGLE FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 8006 FERNDAL ROAD, CONTAINING A TOTAL OF 5.3 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 9211).

Status: On Council Agenda - Old Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

COUNCILMAN ENGEL: Motion to approve.
COUNCILMAN HENDERSON: Second.

PRESIDENT BLACKWELL: This item has been properly moved and seconded. Is there any discussion?
Councilman Owen?

COUNCILMAN OWEN: Yes. Comes out of our committee with unanimous support.
It's on the west side of Ferndale Road. It had -- this is a site that currently has a house and garage.
They will be demolished. There will be 23 single family homes on pretty small lots.
There will be connection to the neighborhood to, I would guess, it would be the northwest by way of Woodfern, which comes in a neighborhood off of Watterson Trail.
This came out of committee with unanimous support; this also is in Mr. Engel's district.

PRESIDENT BLACKWELL: Councilman Engel?

COUNCILMAN ENGEL: Thank you.
These patio homes would be similar to -- any of you folks that are familiar with Woods of Glenmary.
This is an up scale patio home, as I understand it, development.
I believe it did not receive any opposition either, so I would encourage your support.
Thank you.

PRESIDENT BLACKWELL: Is there any further discussion?
Hearing none, this is an ordinance calling for roll call vote.
Please open the voting.

Madam Clerk, a reading of Item 49

49. O-269-10-07 AN ORDINANCE CHANGING THE ZONING FROM M-3 INDUSTRIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 1303 SOUTH SHELBY STREET, CONTAINING A TOTAL OF 1.58 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 9412).

Status: On Council Agenda - Old Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

COUNCILMAN JOHNSON: Motion to approve.
COUNCILMAN HENDERSON: Second.

PRESIDENT BLACKWELL: This item has been properly moved and seconded. Is there any discussion?
Councilman Owen?

COUNCILMAN OWEN: Yes.

Again, coming from the planning and zoning committee, it came with unanimous support.

This is a site -- it depends on how old you are, to know where I'm talking about, but I knew it as old
Durkee's at Goss Avenue and Shelby Street.

Later it was Louisville Edible Oils.

That historic office building still stands, but where the factory was is surrounded in what is essentially an
L-shaped, kind of inverted L-shaped.

The lot reaches and the outer reaches of that site over to Goss Avenue and connects to Shelby as well.

Kind of wraps around the old office building for Louisville Edible Oils.

This is a proposal for a Sav A Lot grocery store.

I think there has been a struggle to deal with traffic access issues.

Because at least in one case there's a dividing median along Goss Avenue as it approaches the -- the
southern entrance to Logan Street.

So there have been real challenges here, but it came out of our committee with a 6-0 recommendation.

It is an interesting site and interesting lot.

As I said in committee, my greatest regret is that I have had this site penned for about 25 years as a site
for a proposed light rail station there on the CSX rail right-of-way.

Maybe we haven't given that up forever, but nevertheless, it comes now to us as a Sav a Lot grocery store
and we'll have to see what the future brings. It's in Mr. King's district and he may want to comment.

PRESIDENT BLACKWELL: Councilman King?

COUNCILMAN KING: I want to echo the comments made by Councilman Owen.

I support this and I'm sure Sav a Lot would be glad to have a commuter rail station there.

PRESIDENT BLACKWELL: Any further discussion?

Councilman Johnson?

COUNCILMAN JOHNSON: I would concur with Councilman Owen and Councilman King that we need to
revisit the light rail issue.

PRESIDENT BLACKWELL: Thank you.

Any further discussion?

Hearing none, we have an ordinance before us which calls for roll call vote.

Madam Clerk, please open the voting.

VOTING RESULTS: ITEM 49

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: EXCUSED ABSENCE

DAVID TANDY: YES

CHERI HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

PRESIDENT RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: EXCUSED ABSENCE

JULIE RAQUE ADAMS: YES
HAL HEINER: YES
STUART BENSON: YES
DAN JOHNSON: YES
ROBIN ENGEL: YES
JAMES PEDEN: YES
MADONNA FLOOD: YES
DOUG HAWKINS: YES
ELLEN CALL: YES

CLERK: There are 24 YES votes and two NOT VOTING – Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: **The ordinance passes.**
Madam Clerk, a reading of Item 50.

50. O-270-10-07 AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE-FAMILY RESIDENTIAL TO R-6 AND R-7 MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 5801 AND 6005 FEGENBUSH LANE AND 7000 RIDGE CREEK ROAD, CONTAINING A TOTAL OF 48.21 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 9022).

Status: On Council Agenda - Old Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

COUNCILWOMAN WELCH: Motion to approve.

COUNCILMAN HENDERSON: Second.

PRESIDENT BLACKWELL: This item has been properly moved and seconded. Is there any discussion? Councilman Owen?

COUNCILMAN OWEN: COUNCILMAN OWEN: Yes. Thank you again.

From committee comes a recommendation for approval.

We knew colleagues that the world was going to change when Hurstbourne Parkway was extended from Bardstown Road to Fegenbush Lane.

It has changed.

There's multiple cases coming before us as that previously undeveloped rolling farm country down through the Fern Creek Valley has changed, including Mercy Academy around the corner on Fegenbush Lane..

This is essentially a 58 -- I'm sorry, a 48-acre site that wraps around the new intersection of Hurstbourne Parkway extended and Fegenbush Lane. It is a proposal for a very large development.

This is a proposal for 586 senior apartment units in a rezoning involving both R-6 and R-7 with 52 connected cottages and a 104 bed multi-level assisted living facility called Independent Square.

It is as I said a dense proposal in committee.

We lamented there is no TARC service at this point for that site, and there certainly needs to be because of both the workers and the family members that will need access to this site, as well as some of the residents. So we discussed that as well.

There will be a temporary construction access over to Fegenbush Lane but the major access is on Hurstbourne Parkway.

This is in Councilwoman Shanklin's district and she my want to comment.

PRESIDENT BLACKWELL: Councilwoman Shanklin?

COUNCILWOMAN SHANKLIN: Thank you. Mr. President.

I did discuss this with Councilman Owens and right now my district is -- that's the main thing I hear constantly, we need senior citizens living.
I think they're really looking to having a senior citizen facility in the area.
Right now there may not be transportation, but, you know, there is a growing community that I know will be -- it's a growing community and there will be transportation before long.
No one in opposition and everybody's for it, so I vote for this.

PRESIDENT BLACKWELL: Councilman Kramer?

COUNCILMAN KRAMER: Thank you, Mr. President.
I will start by saying there is not conflict of interest and yet I'm going to abstain from voting on the off chance somebody might perceive that there is.
The property that we are talking about does in fact surround Mercy Academy which my colleagues are aware is the place I teach.
The property that Mercy was built on is the property that we already own.
We did not own any of the property that being rezoned, therefore don't stand to gain financially from this.
I don't believe there's any other benefit necessarily to Mercy as a result, but as I said, on the off chance that someone might perceive this as a conflict of interest, I choose to abstain.

COUNCILMAN OWEN: Of course there will be a site for heavy student recruitment?

COUNCILMAN KRAMER: From the assisted living, yes, sir.

COUNCILMAN OWEN: You never know there are really opportunities for interaction.

COUNCILMAN KING: A lot of service opportunities.

PRESIDENT BLACKWELL: As the service learning coordinator, I will be abstaining as well.

PRESIDENT BLACKWELL: Any further discussion?

Hearing none, the ordinance is now before us which calls for a roll call.

Clerk, please open the voting.

VOTING RESULTS: ITEM50

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: EXCUSED ABSENCE

DAVID TANDY: YES

CHERI HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: ABSTAIN

PRESIDENT RICK BLACKWELL: ABSTAIN

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: EXCUSED ABSENCE

JULIE RAQUE ADAMS: YES

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES

ELLEN CALL: YES

CLERK: There are 22 YES votes, TWO ABSTENTIONS from Councilman Kramer and President Blackwell and two NOT VOTING – Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: The ordinance passes.

Madam Clerk, a reading of Item 51.

51. O-252-10-07 AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 9800 WESTPORT ROAD, CONTAINING 0.22 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 8731).

Status: On Council Agenda - Old Business

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Tom Owen

COUNCILMAN JOHNSON: Motion to approve.

COUNCILWOMAN WELCH: Second

PRESIDENT BLACKWELL: This item has been properly moved and seconded. Is there any discussion? Councilman Owen?

COUNCILMAN OWEN: Yes, Mr. President.

This is a site that's a little bit deceiving.

It's a Hurstbourne Parkway business, a strip center with a martial arts facility to the rear.

Way back on the very rear of the property, there is a piece of land that has previously belonged to Watkins Memorial Methodist church that does have a Westport Road address.

So as a result, this is a squaring off for an expanded parking area there.

The key issue, of course, was how to buffer the expanded parking area from the church site, which is immediately to the east. And so we believed in committee that this was handled adequately.

This is in Mr. Stuckel's district.

His office did contact me and said he had read the record fully and was supportive of this proposal.

So it's a very small tract of land, less than a quarter of an acre.

But it does square off that piece of property and it does involve tearing down a recreational building, a storage building that the church has owned. But the church is certainly a partner in this project.

Some of the buffering will actually be on the church land, interestingly enough, kind of uniquely, I think.

This comes from recommendation of committee and support of Councilman Stuckel.

PRESIDENT BLACKWELL: Is there any further discussion? Hearing none, we have the ordinance before us which calls for roll call.

Please open the voting.

VOTING RESULTS: ITEM 51

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: EXCUSED ABSENCE

DAVID TANDY: YES

CHERI HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

PRESIDENT RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES
KELLY DOWNARD: YES
GLEN STUCKEL: EXCUSED ABSENCE
JULIE RAQUE ADAMS: YES
HAL HEINER: YES
STUART BENSON: YES
DAN JOHNSON: YES
ROBIN ENGEL: YES
JAMES PEDEN: YES
MADONNA FLOOD: YES
DOUG HAWKINS: YES
ELLEN CALL: YES

CLERK: There are 24 YES votes two NOT VOTING – Councilwoman Woolridge and Councilman Stuckel.

PRESIDENT BLACKWELL: **The ordinance passes.**

Now move on to new business, which consists of items 52 through 75.
Madam Clerk, a reading of those items and their assignment to commi

NEW BUSINESS:

Now move on to new business, which consists of items 52 through 75.
Madam Clerk, a reading of those items and their assignment to committee.

New Business:

52. O-273-11-07 AN ORDINANCE APPROPRIATING A TOTAL OF \$17,000 TO BE USED BY THE FAMILY RESOURCE YOUTH SERVICE CENTERS (FRYSC) LOCATED AT THE FOLLOWING SCHOOLS AND IN THE FOLLOWING MANNER: \$6,000 TO SOUTHERN HIGH SCHOOL AND \$5,500 EACH TO BLUE LICK ELEMENTARY AND T. T. KNIGHT MIDDLE SCHOOL, FROM THE DISTRICT 24 NEIGHBORHOOD DEVELOPMENT FUND (NDF) THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION FOR COUNSELING SERVICES, UNIFORMS, FIELD TRIPS, ASSEMBLIES, ENRICHMENT AND OTHER EDUCATIONAL PROGRAM FEES AT SUCH CENTERS.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Madonna Flood

53. O-272-11-07 AN ORDINANCE CORRECTING THE LEGAL DESCRIPTION CONTAINED IN THE BOARD OF ALDERMAN OF THE CITY OF LOUISVILLE ORDINANCE 248, SERIES 1995, AND PERTAINING TO LOUISVILLE AND JEFFERSON COUNTY PLANNING COMMISSION DOCKET NO. 1-18-95.

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

54. R-236-11-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NEW NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT - (PARK DUVALLE COMMUNITY HEALTH CENTER, INC. - \$50,000.00).

Status: On Council Agenda - New Business
Committee: Contracts/Appointments
Primary Sponsor: Judy Green

55. R-237-11-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING AMENDMENT TO A NONCOMPETITIVELY NEGOTIATED PROFESSIONAL SERVICE CONTRACT - (CTAP, LLC - \$19,000.00 FOR A NEW NOT TO EXCEED AMOUNT OF \$110,000.00).

Status: On Council Agenda - New Business
Committee: Contracts/Appointments
Primary Sponsor: Judy Green

56. R-238-11-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - (RENAISSANCE CREATIVE, LLC - \$32,300.00).

Status: On Council Agenda - New Business
Committee: Contracts/Appointments
Primary Sponsor: Judy Green

57. R-239-11-07 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE COMMONWEALTH OF KENTUCKY, KENTUCKY HERITAGE LAND CONSERVATION FUND BOARD, IN THE AMOUNT OF APPROXIMATELY \$600,000.00 FOR ACQUISITION AND MANAGEMENT OF LAND KNOWN AS PETERSON PROPERTY ON FLOYDS FORK.

Status: On Council Agenda - New Business
Committee: Parks, Libraries & Cultural Activities
Primary Sponsor: Stuart Benson

58. O-274-11-07 AN ORDINANCE TRANSFERRING \$11,000 FROM THE DISTRICT 1 NEIGHBORHOOD DEVELOPMENT FUND TO THE DISTRICT 1 COST CENTER ACCOUNT TO FUND AN ADMINISTRATIVE CLERK POSITION.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Judy Green

59. R- 240-11-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – WALNUT RIDGE GREENHOUSES, INC.- \$25,000.00.

Status: On Council Agenda - New Business
Committee: Contracts/Appointments
Primary Sponsor: Tina Ward-Pugh

60. R-241-11-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – INGRID DESIGN, LLC- \$60,000.00.

Status: On Council Agenda - New Business
Committee: Contracts/Appointments
Primary Sponsor: Tina Ward-Pugh

61. R-242-11-07 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET DEPARTMENT OF HIGHWAYS CONCERNING WIDENING, REALIGNMENT AND OTHER IMPROVEMENTS TO WEST MANSLICK ROAD AND MOUNT HOLLY ROAD.

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor: Vicki Welch

62. O-275-11-07 AN ORDINANCE CHANGING THE FORM DISTRICT CLASSIFICATION AS RECOMMENDED BY THE FAIRDALE NEIGHBORHOOD PLAN (CASE NO. 9014).

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Vicki Welch

63. R-244-11-07 A RESOLUTION RELATING TO ORDINANCE NO. 127, SERIES 2007, PART I. D. 1. f., MAKING AN APPROPRIATION IN THE AMOUNT OF \$650,000 AVAILABLE TO GREATER LOUISVILLE INC .

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Rick Blackwell

64. R-246-11-07 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO FORD MOTOR COMPANY PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 25.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor:
Madonna Flood
Glen Stuckel

65. R-247-11-07 A RESOLUTION AUTHORIZING THE MAYOR AND THE ECONOMIC DEVELOPMENT DEPARTMENT TO APPLY TO THE COMMONWEALTH OF KENTUCKY FOR AN ECONOMIC DEVELOPMENT BOND GRANT FOR BENEFIT OF KINDRED INSTITUTIONAL PHARMACY SERVICES, INC. IN THE AMOUNT OF \$200,000 AND TO ACCEPT SAID GRANT IF AWARDED.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

66. O-276-11-07 AN ORDINANCE AUTHORIZING YEAR-END OPERATING BUDGET TRANSFERS BETWEEN VARIOUS AGENCIES FOR FISCAL YEAR 2006-2007 AND APPROPRIATING \$6,174,450 FROM FISCAL YEAR 2006-2007 GENERAL FUND REVENUES TO VARIOUS AGENCIES TO COVER 2006-2007 OPERATING EXPENDITURES, TO PROVIDE CARRY FORWARD FUNDING FOR FISCAL YEAR 2007-2008 METRO OPERATIONS, TO FUND THE SHERIFF'S SCHOOL RESOURCE OFFICER PROGRAM, AND TO PROVIDE MATCH FUNDING IN THE CAPITAL CUMULATIVE RESERVE FUND FOR THE SYSTEM DEVELOPMENT CHARGE PROGRAM AND TO PROVIDE VARIOUS CARRY FORWARDS AND TRANSFERS AS DETAILED HEREIN.

Status: On Council Agenda - New Business

Committee: Budget
Primary Sponsor: Madonna Flood

67. O-277-11-07 AN ORDINANCE APPROPRIATING \$8,500 IN TOTAL FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS, \$2,000 FROM DISTRICTS 18 AND 21, \$1,000 FROM DISTRICTS 17, 25, 15, AND 13 AND \$500 FROM DISTRICT 23 THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO THE CHILDREN'S HOSPITAL FOUNDATION FOR A GLUTATHIONE PROJECT TO PROVIDE INNOVATIVE CARE FOR CHILDREN COMBATING THE EFFECTS OF AUTISM.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor:
Dan Johnson
Doug Hawkins
Glen Stuckel
James Peden
Julie Raque Adams
Marianne Butler
Vicki Welch

68. O-278-11-07 AN ORDINANCE AMENDING ORDINANCE NO. 127, SERIES 2007, RELATING TO THE FISCAL YEAR 2007-08 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY INCREASING FUNDING FOR THE LOUISVILLE FREE PUBLIC LIBRARY BY \$750,000.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor:
Doug Hawkins
Glen Stuckel
Hal Heiner
James Peden
Kelly Downard
Kenneth C. Fleming
Kevin Kramer
Robin Engel
Stuart Benson

69. O-279-11-07 AN ORDINANCE AMENDING ORDINANCE NO. 126, SERIES 2007 RELATING TO THE FISCAL YEAR 2007-08 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY INCREASING THE FUNDING FOR THE LOUISVILLE FREE PUBLIC LIBRARY BY \$25,000,000.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor:
Doug Hawkins
Glen Stuckel
Hal Heiner
James Peden
Kelly Downard
Kenneth C. Fleming
Kevin Kramer
Robin Engel
Stuart Benson

70. R-248-11-07 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET DEPARTMENT OF HIGHWAYS CONCERNING SAFETY AND BEAUTIFICATION IMPROVEMENTS ALONG WILLOW AVENUE.

Status: On Council Agenda - New Business
Committee: Transportation/Public Works
Primary Sponsor: Tom Owen

71. O-280-11-07 AN ORDINANCE APPROPRIATING \$650.00 FROM THE DISTRICT 24 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE FINANCE AND ADMINISTRATION DEPARTMENT TO THE CHILD CONNECTION, INC. TO CONDUCT THE STRANGER SAFETY PROGRAM IN VARIOUS ELEMENTARY AND MIDDLE SCHOOLS IN JEFFERSON COUNTY, WHICH RECEIVED \$1,300 ON JULY 10, 2007; \$3,250 ON JULY 24, 2007; AND \$3,900 ON AUGUST 16, 2007 FROM THE APPROPRIATIONS COMMITTEE FOR A NEW TOTAL OF \$9,100.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Madonna Flood

72. O-281-11-07 AN ORDINANCE AMENDING ORDINANCE NO. 127, SERIES 2007, RELATING TO THE FISCAL YEAR 2007-08 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$10,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 5) TO THE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 5).

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Cheri Bryant Hamilton

73. O-282-11-07 AN ORDINANCE AMENDING ORDINANCE NO. 127, SERIES 2007, RELATING TO THE FISCAL YEAR 2007-08 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND ORDINANCE NO. 126, SERIES 2007 RELATING TO THE FISCAL YEAR 2007-08 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$35,000 IN FUNDS FROM THE CAPITAL CUMULATIVE RESERVE FUND FOR CAPITAL INFRASTRUCTURE FUND PROJECTS RELATED TO METRO COUNCIL DISTRICT 5 TO THE GENERAL FUND NEIGHBORHOOD DEVELOPMENT FUND FOR METRO COUNCIL DISTRICT 5.

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Cheri Bryant Hamilton

74. R-245-11-07 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL CONTRACT – METACYTE BUSINESS LAB, LLC - \$400,000.00.

Status: On Council Agenda - New Business
Committee: Contracts/Appointments
Primary Sponsor: David Tandy

75. R-243-11-07 A RESOLUTION AMENDING AND REENACTING RESOLUTION 37, SERIES 2007 OF THE LOUISVILLE/JEFFERSON COUNTY METRO COUNCIL, RESOLUTION 258, SERIES 2002 OF THE FORMER CITY OF LOUISVILLE, AND RESOLUTION 59, SERIES 2002 OF

JEFFERSON COUNTY, KENTUCKY; AND APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO APPRISS HOLDING, INC, PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 24.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

ADJOURNMENT:

There being no further business, the **Regular November 8th, 2007** Louisville Metro Council meeting adjourned on a motion by Councilwoman Tina Ward-Pugh without objection at 7:13PM. EDT.

Kathleen J. Herron, Metro Council Clerk

Rick Blackwell, Metro Council President

Announcements were made by, CM Ward-Pugh, CM Heiner, and President Blackwell.
